REMARKS

Applicants thank the Examiner for the thorough consideration given the present application. Claims 1-5 are currently being prosecuted. The Examiner is respectfully requested to reconsider his restriction requirement in view of the amendments and remarks as set forth hereinbelow.

ELECTION OF CLAIMS

The Examiner has set forth a restriction requirement with regard to claims 1-20. The grouping of the claims is set forth as follows:

GROUP	CLAIMS	CLASSIFICATION
I	1-5	Class 428, Subclass 692
II	6-20	Class 427, Subclass 130

In order to be responsive to the Examiner's restriction requirement, Applicants have elected claims 1-5 (Group I) for initial examination. However, it is respectfully submitted that the restriction requirement is improper and no serious burden is presented to the Examiner to consider all of the claims in a single application.

In addition to the above reasons to consider all of the claims in a single application, as set forth in Section 803 of the MPEP, the Examiner <u>must</u> examine an application on the merits if the examination of the entire application can be

Application No. 09/828,819 Art Group Unit 1773

May 9, 2003

Page 3

made without serious burden. Two criteria are identified for proper requirement

for restriction:

1. The inventions must be independent or distinct as claimed; and

2. There must be a serious burden on the Examiner if the restriction is not

required.

Applicants respectfully submit that a serious burden has not been placed

on the Examiner to consider all of the claims in a single application. A review of

the subject matter set forth in claims 1-20 would include a review of both classes

428 and 427. Thus, a different field of search really does not exist with regard to

the claims of the present application.

In order to be responsive to the Examiner's restriction requirement, claims

1-5 have been initially elected. The Examiner is respectfully requested to

reconsider his restriction requirement and act on all of the claims in the present

application. If the Examiner does persist in his restriction requirement,

Applicants reserve the right to file divisional applications directed to claims 1-3 at

a later date if they so desire.

Favorable action on the present application is earnestly solicited.

If necessary, the Commissioner is hereby authorized in this, concurrent,

and future replies, to charge payment or credit any overpayment to Deposit

Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or

Application No. 09/828,819 Art Group Unit 1773 May 9, 2003 Page 4

1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

oseph A. Kolasch

Reg. No. 22,463

JAK/clb

P.O. Box 747

Falls Church, VA 22040-0747

(703) 205-8000